

House File 464 - Introduced

HOUSE FILE 464
BY COMMITTEE ON EDUCATION

(SUCCESSOR TO HF 283)

A BILL FOR

1 An Act relating to private instruction, including modifying
2 provisions related to independent private instruction and
3 the reports and evidence of immunizations required under
4 competent private instruction.

5 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

1 Section 1. Section 299.4, subsection 1, Code 2023, is
2 amended to read as follows:

3 1. The parent, guardian, or legal custodian of a child
4 who is of compulsory attendance age, who places the child
5 under competent private instruction under [section 299A.2](#), not
6 in an accredited school or a home school assistance program
7 operated by a school district or accredited nonpublic school,
8 shall furnish a report in duplicate on forms provided by the
9 public school district, to the district by September 1 of the
10 school year in which the child will be under competent private
11 instruction. The secretary shall retain and file one copy
12 and forward the other copy to the district's area education
13 agency. The report shall state the name and age of the child,
14 the period of time during which the child ~~has been or will be~~
15 under competent private instruction for the year, an outline
16 of the course of study, or texts that will be used, and the
17 name and address of the instructor. ~~The parent, guardian, or~~
18 ~~legal custodian of a child, who is placing the child under~~
19 ~~competent private instruction for the first time, shall also~~
20 ~~provide the district with evidence that the child has had the~~
21 ~~immunizations required under [section 139A.8](#), and, if the child~~
22 ~~is elementary school age, a blood lead test in accordance with~~
23 ~~[section 135.105D](#). The term "outline of course of study" shall~~
24 ~~include subjects covered, lesson plans, and time spent on the~~
25 ~~areas of study.~~

26 Sec. 2. Section 299A.1, subsection 2, paragraph b, Code
27 2023, is amended to read as follows:

28 *b. "Independent private instruction" means private*
29 *instruction that meets the following criteria:*

30 (1) Is not accredited.

31 ~~(2) Enrolls not more than four unrelated students.~~

32 ~~(3) Does not charge tuition, fees, or other remuneration for~~
33 ~~instruction.~~

34 ~~(4)~~ (2) Provides private or religious-based instruction as
35 its primary purpose.

1 is elementary school age, a blood lead test. The bill strikes
2 this requirement.

3 Current law requires a child's parent, guardian, or legal
4 custodian who places the child under competent private
5 instruction to furnish a report to the school district of
6 residence by September 1 of the school year in which the child
7 will be under competent private instruction that includes an
8 outline of course of study, among other requirements. An
9 outline of course of study must include subjects covered,
10 lesson plans, and time spent on the areas of study. The
11 bill requires this report to state the name and age of the
12 child, the period of time during which the child will be under
13 competent private instruction for the year, an outline of the
14 course of study or texts that will be used, and the name and
15 address of the instructor. The bill strikes the definition of
16 "outline of course of study".

17 Current law provides that independent private instruction
18 is private instruction that, among other criteria, enrolls not
19 more than four unrelated students and does not charge tuition
20 or fees for instruction. The bill strikes these provisions.

21 The bill provides that independent private instruction
22 is required to provide students with instruction that is
23 consistent with and appropriate to the student's age, grade
24 level, or achievement level. The bill also provides that the
25 students receiving independent private instruction need not be
26 related to the primary instructor.

27 Under current law, independent private instruction is
28 defined to not be a nonpublic school. The bill establishes
29 that independent private instruction is not an accredited
30 nonpublic school.